



Control Number 45656



Item Number 19

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DOCKET NO. 45656

RECEIVED

APPLICATION OF AQUA TEXAS, INC. §
AND MONTGOMERY COUNTY §
MUNICIPAL UTILITY DISTRICT NO. §
126 FOR APPROVAL OF SERVICE §
AGREEMENT DESIGNATING §
SERVICE AREA AND CERTIFICATE §
RIGHTS AND TO DECERTIFY §
CERTAIN AREAS IN MONTGOMERY §
COUNTY §

PUBLIC UTILITY COMMISSION

OF TEXAS
FILING CLERK

2016 AUG 15 AM 10:46

**COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION
TO AQUA TEXAS, INC. AND
MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 126
QUESTION NOS. STAFF 3-1 THROUGH STAFF 3-5**

Pursuant to Tex. Admin Code § 22.144 (TAC), the Staff of the Public Utility Commission of Texas (Staff) requests that the Aqua Texas, Inc. and Montgomery County Municipal Utility District No. 126 by and through his attorney of record, provide the following information and answer the following question(s) under oath. The question(s) shall be answered in sufficient detail to fully present all of the relevant facts, within the time limit provided by the Presiding Officer or within 20 days, if the Presiding Officer has not provided a time limit. Please copy the question immediately above the answer to each question. These question(s) are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.

Provide an original and three copies of your answers to the questions to the Filing Clerk, Public Utility Commission of Texas, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas 7872-3326.

Dated: August 15, 2016

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney

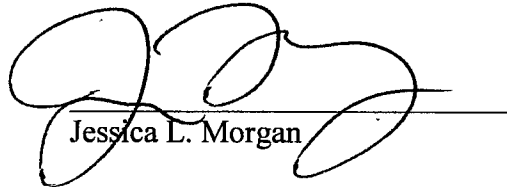


Jessica L. Morgan
State Bar No. 24079023
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 7872-3326
(512) 937-7229
(512) 937-7268 (facsimile)

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on August 15, 2016, in accordance with 16 TAC § 22.74.



Jessica L. Morgan

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**COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION
TO AQUA TEXAS, INC. AND
MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 126
QUESTION NOS. STAFF 3-1 THROUGH STAFF 3-5**

DEFINITIONS

- A. 'Applicants, or 'You' refers to Aqua Texas, Inc. and Montgomery County Municipal Utility District No. 126 and any person acting or purporting to act on his behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons.

- B. 'Document' includes any written, recorded, or graphic matter, however produced or reproduced, including but not limited to correspondence, telegrams, contracts, agreements, notes in any form, memoranda, diaries, voice recording tapes, microfilms, pictures, computer media, work papers, calendars, minutes of meetings or other writings or graphic matter, including copies containing marginal notes or variations of any of the foregoing, now or previously in your possession. In the event any documents requested by this Request for Information have been transferred beyond the Company's control, describe the circumstances under which the document was destroyed or transferred and provide an exact citation to the subject document. In the event that documents containing the exact information do not exist, but documents do exist which contain portions of the required information or which contain substantially similar information, then the definition of 'documents' shall include the documents which do not exist and these documents will be provided.

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INSTRUCTIONS

- 1) Pursuant to 16 TAC § 22.144(c)(2), Staff requests that answers to the requests for information be made under oath.
- 2) Please copy the question immediately above the answer to each question. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.
- 3) These questions are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer.
- 4) Words used in the plural shall also be taken to mean and include the singular. Words used in the singular shall also be taken to mean and include the plural.
- 5) The present tense shall be construed to include the past tense, and the past tense shall be construed to include the present tense.
- 6) If any document is withheld under any claim of privilege, please furnish a list identifying each document for which a privilege is claimed, together with the following information: date, sender, recipients or copies, subject matter of the document, and the basis upon which such privilege is claimed.
- 7) Pursuant to 16 TAC § 22.144(g)(4), if the response to any request is voluminous, please provide a detailed index of the voluminous material.
- 8) Staff requests that each item of information be made available as it is completed, rather than upon completion of all information requested.

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- Staff 3-1** Please provide a facility map of the proposed service area that shows distribution and transmission lines, as well as the location of the interconnection with the City of Conroe. Please be sure map is large enough to show the lines clearly.
- Staff 3-2** Please provide the current (active) connection count and the overall proposed connection count for Montgomery County MUD No. 126 in the proposed service area.
- Staff 3-3** Please provide the contract between the City of Conroe and Montgomery County MUD No. 126 demonstrating that 0.6 gallons per minute (gpm) is provided for the existing connections and any future proposed connections which verifies the continuity and adequacy of service required for CCN areas. Specifically, provide the contracted amount of water allowed to be purchased by Montgomery County MUD No. 126 from the City of Conroe per month.
- Staff 3-4** Please state which entity, either City of Conroe, Montgomery County MUD No. 126, or Aqua Texas, is responsible for Texas Commission on Environmental Quality (TCEQ) monthly, quarterly, and annual drinking water compliance sampling in the proposed service area.
- Staff 3-5** Please provide TCEQ plan approval letters showing approval for the water and wastewater plans pertaining to this proposed service area.